



MEMORANDUM

TO: Indiana State Board of Education

FROM: Michael Moore, Hearing Examiner

DATE: August 20, 2013

SUBJECT: In the Matter of T.R, B.R., T.R. and T.R., Petitioners, and Griffith Public Schools;
Respondent Expulsion and legal settlement pursuant to I.C. 20-26-11-15.

SBOE Cause No. 1305005

The Petitioner children were expelled from the Respondent school because the school believed the Petitioner's lacked legal settlement. The issue to be determined then was whether Petitioners, due to lack of legal settlement, were rightfully expelled from the Respondent school. The hearing was held on July 23, 2013. Based on evidence and testimony presented, the Hearing Examiner's recommended order sent on July 31, 2013, found that the Petitioners' legal settlement for the 2012-2013 was in the Respondent's school district. This finding was based on the evidence that the parents had legally separated, the parents shared joint legal and physical custody of the Petitioners and at least one parent lived within the Respondent school district throughout the 2012-2013 school year. The Hearing Officer's recommended order provided that the expulsion finding should be vacated and that the Respondent school should restore the grades and credits of the Petitioners that were earned prior to the expulsion. No objections to the hearing examiner's recommended decision have been filed and deadline for filing an objection has passed.